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FILED  
U.S. DISTRICT COURT  
SAN JOSE, CALIFORNIA  
JAN 10 2013

Counsel for Defendant  
NAHUM CHAVEZ MARTINEZ

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. CR 12-00633-DLJ
	)	
Plaintiff,	)	STIPULATION TO CONTINUE STATUS
	)	CONFERENCE; <input type="checkbox"/> ORDER
vs.	)	
	)	
NAHUM CHAVEZ MARTINEZ ,	)	
	)	
Defendant.	)	

Plaintiff United States of America, by and through Special Assistant United States Attorney Meredith Edwards, and Defendant NAHUM CHAVEZ MARTINEZ ("Mr. Chavez"), by and through his attorney of record, Assistant Federal Public Defender Robert Carlin, hereby stipulate that the status conference in this case should be continued from December 13, 2012, to January 10, 2013, at 9:00 a.m.

1. Mr. Chavez has been charged in the above captioned case in a single count indictment with a violation of 8 U.S.C. §§ 1326 (a) and (b).

2. A status conference before this Honorable Court has been scheduled for December 13, 2012, at 9:00 a.m.

STIPULATION TO CONTINUE HEARING;  
☐ ORDER  
NO. CR 12-00633-DLJ

3. On November 7, 2012, Mr. Chavez was indicted for possession of methamphetamine with the intent to distribute, in violation of 21 U.S.C. § 841 (a)(1). That case, CR 12-796, was assigned to the Honorable United States District Judge Edward J. Davila, and the government is in the process of moving to have the cases related.

4. Mr. Chavez needs more time to review and discuss with counsel the discovery in the recently indicted drug case, and to explore the possibilities of a consolidated disposition in the event that he chooses to change his pleas.

5. Accordingly, Mr. Chavez respectfully requests that the status hearing be continued as requested, and agrees to the exclusion of time from December 13, 2012, to January 10, 2013, pursuant to 18 U.S.C. § 3161 (h)(7)(A).

5. Accordingly, the parties request that the status hearing be continued from December 13, 2012, to January 10, 2013, at 9:00 a.m.

IT IS SO STIPULATED.

Respectfully submitted,

STEVEN G. KALAR  
Federal Public Defender

/S/

Dated: December 10, 2012

ROBERT M. CARLIN  
Assistant Federal Public Defender

UNITED STATES ATTORNEY

/S/

Dated: December 10, 2012

MEREDITH EDWARDS  
Special Assistant United States Attorney

STIPULATION TO CONTINUE HEARING;  
☐ ORDER  
 NO. CR 12-00633-DLJ

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5 Counsel for NAHUM CHAVEZ MARTINEZ  
6  
7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,	)	
	)	No. CR 12-00633-DLJ
12 Plaintiff,	)	
	)	<input type="checkbox"/> ORDER ON STIPULATION
13 vs.	)	TO CONTINUE STATUS CONFERENCE
	)	
14 NAHUM CHAVEZ MARTINEZ,	)	
	)	
15 Defendant.	)	
16		

17  
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19 with a violation of 8 U.S.C. §§ 1326 (a) and (b).

20 2. A status conference before this Honorable Court has been scheduled for December 13,  
21 2012, at 9:00 a.m.

22 3. On November 7, 2012, Mr. Chavez was indicted for possession of methamphetamine  
23 with the intent to distribute, in violation of 21 U.S.C. §.841 (a)(1). That case, CR 12-796, was  
24 assigned to the Honorable United States District Judge Edward J. Davila, and the government is  
25 in the process of moving to have the cases related.

26  
STIPULATION TO CONTINUE HEARING;  
☐ ORDER  
NO. CR 12-00633-DLJ

1           4. Mr. Chavez needs more time to review and discuss with counsel the discovery in the  
2 recently indicted drug case, and to explore the possibilities of a consolidated disposition in the  
3 event that he chooses to change his pleas.

4           5. There is good cause for the requested continuance, and the “ends of justice” served by  
5 taking such action “outweigh the best interest of the public and the defendant in a speedy trial.”  
6 18 U.S.C. § 3161 (h)(7)(A). Accordingly, the time from December 13, 2012, to January 10,  
7 2013, is excluded pursuant to section § 3161 (h)(7)(A).

8           5. The status hearing in this matter shall be continued from December 13, 2012, to  
9 January 10, 2013, at 9:00 a.m.

10  
11           IT IS SO ORDERED.

12           FCFFFG

13 Dated: \_\_\_\_\_

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15 \_\_\_\_\_  
16 HON. D. LOWELL JENSEN  
17 United States District Judge  
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